

VEHICLE REGULATIONS

DIVISION 2. TRAFFIC

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Chapter 1

VEHICLE REGULATIONS

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52.011 Title.

This chapter shall be known as the County Traffic Code.

(a) **PROVISION NOT AFFECTED BY HEADINGS.** Chapter and section headings contained herein shall not be deemed to govern, limit, or modify, or in any manner affect the scope, meaning, or intent of any chapter or section hereof.

52.012 Definitions.

Whenever in this chapter the following terms are used, they shall have the meaning respectively ascribed to them in this chapter.

52.013 Vehicle Code Definitions.

Whenever any words or phrases used in this chapter are not defined herein, but are now defined in the Vehicle Code of the State of California, such definitions as now existing are incorporated herein and shall be deemed to apply to such words and phrases as used in this chapter as though set forth herein in full.

"Alley." A public thoroughfare, not exceeding twenty-five (25) feet in width for the use of pedestrians and/or vehicles, which affords only a secondary means of access to the abutting property.

"Chapter" means a chapter of this division, unless the chapter of some other division or law is indicated.

"Board" means the Board of Supervisors of the County of San Bernardino.

"Holidays." Within the meaning of this chapter, holidays are the first day of January, the 12th day of February, the 22nd day of February, the 30th day of May, the 4th day of July, the first Monday in September, the 9th day of September, the 12th day of October, the 11th day of November, the 25th day of December, Thanksgiving Day, and any day proclaimed a holiday by the President of the United States or the Governor of California.

"Loading Zone" means the space adjacent to a curb or edge of a roadway reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

"Bus Loading Zone" means that space adjacent to a curb or edge of a roadway reserved for the exclusive use of busses during the loading or unloading of passengers.

"Passenger Loading Zone" shall mean the space adjacent to a curb or edge of a roadway reserved for the exclusive use of vehicles during the loading or unloading of passengers.

"Official Traffic Signals" shall mean any device whether manually, electrically, or mechanically operated, by which traffic is alternatively directed to stop and proceed, and which may be equipped with a flashing feature which when operated, discontinues normal signal operation and causes the flashing of any predetermined combination of signal lights, and which is erected by authority of a public body or official having jurisdiction.

"Official Traffic Control Devices" shall mean all signs, signals, markings and devices not inconsistent with this chapter, placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

"Park" shall mean, to leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading of passengers or materials.

"Pedestrian" shall mean any person afoot.

"Road Commissioner" shall mean the Road Commissioner of the County of San Bernardino.

"Section" shall mean a section of this chapter, unless the section of some other ordinance or law is specified.

"State Department of Transportation" shall mean the Department of Transportation of the State of California.

"Stop or Stand."

(a) The word "stop" means the complete cessation of movement.

(b) The words "stop or stand" mean any stopping or standing of a vehicle, whether occupied or not, except where necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

"Time." Whenever certain hours are named herein, they shall mean standard time or daylight - saving time as may be in current use in the unincorporated territory of the County of San Bernardino.

"Vehicle Code" shall mean the Vehicle Code of the State of California.

52.014 Required Obedience to Traffic Code.

It is a misdemeanor for any person to do any act forbidden, or fail to perform any act required by this chapter.

52.015 Scope.

The provisions of this chapter shall apply to the driver of any vehicle owned by or used in the service of the United States Government, the State, or any county or city. It shall be unlawful for any said driver to violate any of the provisions of this chapter except as otherwise permitted in this chapter or by State statute.

52.016 Exemption of Certain Vehicles.

(a) The provisions of this chapter regulating the operation, parking and standing of vehicles shall not apply to any vehicle that has qualified under the Vehicle Code as an authorized emergency vehicle, when any such vehicle is operated in the manner specified in the Vehicle Code in response to an emergency call.

(b) The foregoing exemption shall not, however, protect the driver of any such vehicle from the consequences of his willful disregard of the safety of others.

(c) The provisions of this Chapter regulating parking or standing of vehicles shall not apply to any vehicle of the Transportation Department of the County of San Bernardino or of the State Department of Transportation, while necessarily in use for the construction, repair work, survey work, or traffic engineering investigations on any highway or any vehicle owned by the United States while in use for the collection, transportation or delivery of the United States mail.

52.017 Traffic Control Devices.

(a) **SIGNS.** The Road Commissioner shall determine and designate the size, shape and character of all official warning, regulatory, and direction signs, other than signs the size, shape and character of which have been established by the State Department of Transportation pursuant to the Vehicle Code.

(1) **Violation.** No provision of this chapter for which signs are required, shall be enforced against an alleged violator thereof, unless appropriate signs are in place and sufficiently legible to be seen by an ordinarily observant person, giving notice of such provision.

(b) **AUTHORIZATION AND PLACING OF SIGNALS.**

(1) The Board shall by resolution designate, upon the basis of a traffic engineering investigation, what intersections shall be controlled by official traffic control signals.

(2) Whenever the Board finds, upon the basis of a traffic engineering investigation, that the conditions, because of which traffic control signals have been placed at an intersection pursuant to Section 52.017(b), no longer exist, the Board shall by resolution direct that such traffic control signals be removed.

The Road Commissioner is hereby authorized to place, maintain, operate or remove, or cause to be placed, maintained, operated or removed, all official traffic control signals authorized by the Board as herein provided. Such official traffic signals shall conform to the provisions of the Vehicle Code.

(c) **HOURS OF OPERATION.** The Road Commissioner is hereby authorized to determine, upon the basis of a traffic engineering investigation, the hours and days during which any traffic control device shall be in operation or be in effect, except in those cases where such hours or days are specified in this chapter or established by resolution of the Board.

(d) INSTALLATION BY ROAD COMMISSIONER.

(1) The Road Commissioner may place and maintain such traffic control devices in addition to those authorized by other provisions of this chapter as may be necessary to regulate, guide or warn traffic, but the Road Commissioner shall make such determination upon the basis of traffic engineering principles and traffic investigations and in accordance with such standards, limitations and rules as may be established by ordinance or resolution of the Board.

(2) Whenever the Road Commissioner finds, upon the basis of a traffic engineering investigation, that the conditions, because of which such traffic control devices have been installed as provided in Section 52.017(d), no longer exist, the Road Commissioner shall remove such traffic control devices.

(e) **TRAFFIC MARKINGS.** The Road Commissioner is hereby authorized to place, upon the basis of a traffic engineering investigation, traffic guide lines, dividing highways into the number of traffic lanes that are proper and necessary, and may place such other pavement markings as are necessary to direct vehicular movements in accordance with requirements of this chapter and the Vehicle Code.

Whenever the Road Commissioner finds, upon the basis of a traffic engineering investigation, that the conditions, because of which traffic guide lines or other markings were placed as provided in Sections 52.017(e), no longer exist, the Road Commissioner shall remove such traffic guide lines or such markings.

(f) **TEMPORARY REMOVAL.** Whenever, because of the construction, alteration, repair or improvement of any highway, or because of other emergency, compliance with any prohibition of this chapter, including a prohibition pursuant to any action of the Board taken in accordance with this chapter, will create a traffic hazard and the Road Commissioner so finds, he is hereby authorized to either remove or cover up any traffic control device which informs persons of such prohibition. While such traffic control device is removed or covered, the effect of such prohibition is suspended. At the end of such emergency, unless otherwise determined by the Board, the Road Commissioner shall replace or uncover such traffic control device.

52.018 Turning Movements.**(a) RESTRICTED TURN SIGNALS.**

(1) Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of a traffic engineering investigation, that the prohibition of the making of any turning movement by any vehicle at any intersection or between any designated intersections is necessary, the Board shall by resolution direct the Road Commissioner to erect any appropriate sign or signs stating the prohibition of such turning movements. The sign or signs may be supplemented by appropriate pavement markings.

(2) Whenever the Board finds, upon the basis of a traffic engineering investigation, that the conditions because of which such turning movements at such intersections or between such intersections has been prohibited as provided in Section 52.018(a)(1), no longer exist, the Board shall by resolution direct the Road Commissioner to remove such sign or signs and pavement markings.

(b) TURN MARKERS AND MULTIPLE LANES.

(1) Pursuant to the Vehicle Code, the Board hereby authorizes the Road Commissioner, upon the basis of a traffic engineering investigation, to place markers, buttons or signs within or adjacent to intersections and thereby require and direct that a different course from that specified in the Vehicle Code be traveled by vehicles turning at an intersection or may allocate and indicate more than one lane of traffic from which drivers of vehicles may make right- or left-hand turns.

(2) Whenever the Road Commissioner finds, upon the basis of a traffic engineering investigation, that any turning movement within or adjacent to any intersection which has been required by the placing of markers, buttons or signs as provided in Section 52.018(b)(1) is no longer necessary, the Road Commissioner shall remove such markers, buttons or signs.

52.019 One-way Streets.

(a) Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of a traffic engineering investigation, that it is necessary to designate particular highways or portions thereof as one-way highways and require that all vehicles thereon move in one specified direction, the Board shall by resolution direct the Road Commissioner to erect appropriate signs indicating the direction of travel at each highway intersecting such one-way highway upon such particular highway or portion thereof.

(b) Whenever the Board finds, upon the basis of a traffic engineering investigation, that the conditions, because of which such highway or portions thereof has been designated as a one-way highway as provided in Section 52.019(a), no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs from such one-way highway.

52.0110 Closing of Streets.

(a) **STREETS DIVIDING SCHOOL PROPERTY.** Pursuant to the Vehicle Code, whenever the Board determines on the basis of a traffic engineering investigation that it is necessary to close a street that divides school grounds to vehicular traffic, the Board shall by resolution direct the Road Commissioner to place appropriate signs indicating such closure.

(b) **HOURS, DAYS AND CONDITIONS.** Whenever the Board, pursuant to Section 52.019 of this chapter, orders the closing of streets, the Road Commissioner shall, on the basis of traffic engineering investigation, determine the hours of the day, the days of the week and the conditions under which such street shall be closed.

52.0111 Through Highways.

(a) **ESTABLISHMENT.** Pursuant to the Vehicle Code, the Board may determine, upon the basis of a traffic engineering investigation, by resolution that it is necessary, (1) to designate any highway as a through highway and to require that all vehicles stop before entering or crossing the same, (2) to designate any intersection as a stop intersection and to require all vehicles to stop at one or more entrances to such intersections, (3) to control traffic within an intersection and require it to stop, when signs are erected as provided by the Vehicle Code.

(b) **RAILROAD STOP SIGNS.** Pursuant to the Vehicle Code, the Board may determine, upon the basis of a traffic engineering investigation, by resolution that all vehicles shall stop before entering or crossing the tracks at any highway railroad grade crossing when signs are in place giving notice thereof, but no such ordinance shall be effective unless approved by an order of the Public Utilities Commission of the State.

(c) **STOP SIGNS.** When the Board has adopted resolutions pursuant to Section 52.0111(a) and (b) of this chapter, the Road Commissioner shall erect a stop sign on each and every street intersecting such through street or portion thereof so designated and at those entrances to or locations within other intersections where a stop is required and at any railroad grade crossing so designated. Every such sign shall conform with and shall be placed as provided in the Vehicle Code. Such signs may be supplemented by appropriate pavement markings.

(1) **Removal.** Whenever the Board finds, on the basis of a traffic engineering investigation, that the conditions, because of which such highways have been designated as through highways or such intersection has been designated as a stop intersection or such location within an intersection has been designated where vehicles are required to stop, or such highway railroad grade crossing has been designated at which vehicles are required to stop before entering or crossing the tracks, as provided in Section 52.0111(a) and (b) of this chapter, no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and pavement markings from such intersections or railroad grade crossings.

(d) **EMERGENCY STOP SIGNS.** The Road Commissioner is hereby authorized when any emergency condition, as indicated by a traffic engineering investigation, exists at any highway intersection or intersections, to place and maintain stop signs as provided in Section 52.0111(c) for the duration of such emergency condition. Such stop signs shall be removed when such emergency condition ceases to exist unless otherwise determined by the Board.

(1) **Removal.** The Road Commissioner is hereby authorized, when because of temporary detours, or other emergency, it would be impractical and a hazard to require vehicles to stop at an intersection where stop signs have been erected pursuant to this chapter, to either remove such signs or so cover them that no portion of the word "stop" remains visible. At

the termination of such emergency, the Road Commissioner shall restore such signs or uncover such signs unless otherwise determined restore such signs or uncover such signs unless otherwise determined by the Board.

(e) **OBEDIENCE TO STOP SIGNS.** Where stop signs have been erected pursuant to this chapter, any vehicle approaching such signs shall stop in accordance with the provisions of the Vehicle Code except that no stop is required where:

(1) An officer is on duty and directs traffic to proceed.

(2) A traffic signal is in operation and indicates that traffic may proceed.

(3) A stop sign has been removed or covered pursuant to Section 52.0111(d)(1).

(f) **YIELD-RIGHT-OF-WAY SIGNS.**

(1) Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of a traffic engineering investigation, that it is necessary to require vehicles entering an intersection at one or more of its approaches to slow and yield the right of way as provided in the Vehicle Code, the Board shall by resolution direct the Road Commissioner to erect and maintain "Yield - right - of - way" signs on such approaches.

(2) Whenever the Board determines, upon the basis of a traffic engineering investigation, that the conditions, because of which the "Yield - right - of - way" signs were erected as provided in Section 52.0111(f)(1) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs.

52.0112 Application of Stopping, Standing and Parking Regulations.

(a) The provisions of this chapter prohibiting the stopping, standing or parking of a vehicle shall apply at all times or at those times herein specified, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

(b) The provisions of this chapter imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of the Vehicle Code or an ordinance of this County prohibiting or limiting the standing or parking of vehicles in specified places or at specified times.

52.0113 Standing Prohibited Between Roadways.

No person shall stop, stand or park a vehicle within any median strip between roadways or within any traffic island or other area designed to separate or guide the movement of traffic.

52.0114 Parking Parallel With Curb.

(a) **PARKING ON ONE-WAY STREET.** Subject to other and more restrictive limitations, a vehicle may be stopped or parked within eighteen (18) inches of the left-hand curb facing in the direction of traffic movement upon any one-way street unless signs or curb markings as described in Section 52.0121(f) are in place prohibiting such stopping or standing.

(b) **PARKING ON HIGHWAYS COMPRISED OF TWO OR MORE SEPARATE ROADWAYS.** In the event a highway includes two (2) or more separate roadways and traffic is restricted to one (1) direction upon any such roadway, no person shall stand or park a vehicle upon or adjacent to the left-hand side of such one-way roadway unless signs are in place permitting such standing or parking.

(c) **PROHIBITION OF PARKING ON ONE-WAY STREET.** Whenever the Board determines, upon the basis of a traffic engineering investigation, that standing or parking of vehicles shall be prohibited upon the left-hand side of any one-way street or when standing or parking may be permitted upon or adjacent to the left-hand side of any one-way roadway of a highway having two (2) or more separate roadways, the Board shall by resolution direct the Road Commissioner to place signs, pavement markings or curb markings as described in Section 52.0121(f) on such street or highway giving notice thereof.

(1) **Removal of Prohibition.** Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions because of which parking was either prohibited or permitted as provided in Section 52.0114(c), no longer exist, it shall by resolution direct the Road Commissioner to remove such signs, pavement markings and curb markings from such portion of street or highway.

52.0115 Parking on Narrow Streets – Prohibited.

The Road Commissioner is hereby authorized, upon the basis of a traffic engineering investigation, to place signs or curb markings as described in Section 52.0121, indicating no parking upon any highway when the width of the roadway and shoulders of such highway do not exceed twenty (20) feet or upon one side of a highway when the width of the roadway and shoulders of such highway do not exceed thirty (30) feet.

(a) **REMOVAL OF SIGNS.** Whenever the Road Commissioner finds that, due to widening, the conditions as set forth in Section 52.0115 no longer exist, he shall remove such signs and curb markings from such portion of such highway.

52.0116 Parking Adjacent to Schools.

(a) **PROHIBITED.** The Road Commissioner is hereby authorized, upon the basis of a traffic engineering investigation, to place signs or curb markings described in Section 52.0121 indicating no parking upon either side of any street adjacent to any school property when such parking would interfere with traffic or create a hazardous situation.

(b) **REMOVAL OF PROHIBITING SIGN.** Whenever the Road Commissioner, upon the basis of a traffic engineering investigation, finds that the conditions because of which parking was prohibited as provided in Section 52.0116 no longer exist, he shall remove such signs and curb markings.

52.0117 Stopping or Standing Prohibited in Specified Places.

(a) The Road Commissioner is hereby authorized to prohibit stopping, standing or parking and to place signs or curb markings as described in Section 52.0121, at any of the following places when such prohibition as indicated by a traffic engineering investigation will alleviate dangerous hazardous traffic conditions, facilitate the full use of the roadway, or serve the convenience of the public:

(1) At any place within one hundred (100) feet of the intersection of two (2) or more highways.

(2) At any place within twenty-five (25) feet of a railroad grade crossing.

(3) Adjacent to either side of a crosswalk or driveway entrance for a distance not to exceed twenty (20) feet from either side of such crosswalk or driveway.

(4) Adjacent to any fire hydrant when it has been determined that stopping, standing or parking of any vehicle, whether attended or unattended, would present some special hazard or would prevent ready access to the fire hydrant.

(5) At any place in connection with a street or highway vehicular parking layout or plan.

(6) On either side of a highway in those areas where any highway has been cleared of snow by snowplows, and the width of the highway is restricted by reason of snow conditions.

(b) When the Road Commissioner, upon the basis of a traffic engineering investigation, finds that the conditions because of which stopping, standing or parking was prohibited as authorized in Section 52.0117(a) no longer exist, he shall remove such signs and such curb markings from such portion of such street or highway.

52.0118 Restriction or Prohibition of Parking.

(a) **BASIS FOR REGULATION.** Whenever the Board determines, upon the basis of a traffic engineering investigation, that it is necessary to prohibit stopping, standing or parking of vehicles on certain highways or portion thereof at all or certain hours of the day in order to facilitate the movement of traffic or to eliminate hazardous conditions, the Board shall by resolution direct the Road Commissioner to place appropriate signs or curb markings as designated in Section 52.0121 on such highways or portions thereof.

(b) **BASIS FOR LIFTING PARKING REGULATIONS.** Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions because of which it was necessary to prohibit the stopping, standing or parking of vehicles at all or certain hours of the day as provided in Section 52.0118(a) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and curb markings from such highways or portion thereof.

(c) **TEMPORARY NO PARKING.** Whenever the Road Commissioner determines that traffic congestion or traffic hazard of an emergency nature is likely to result from the operation, stopping, standing or parking of vehicles during the holding of public or private assemblages, gatherings, or functions, or during the construction, alteration, repair or improvement of any highway, or for any other reason, he may place or cause to be placed, temporary signs prohibiting the operation, stopping, standing or parking of vehicles during the existence of such emergency.

52.0119 Use of Streets for Storage of Vehicles Prohibited.

(a) No person who owns or has possession, custody or control of any vehicles shall park such vehicle upon any street or alley for more than a consecutive period of seventy-two (72) hours.

(b) In the event a vehicle is parked or left standing upon a street in excess of a consecutive period of seventy-two (72) hours, the Sheriff or any member of the Highway Patrol of the State of California may remove said vehicle from the street in the manner and subject to the requirements of the Vehicle Code.

52.0120 Parking for Certain Purposes Prohibited.

No person shall park a vehicle upon any highway or right-of-way for the principal purpose of:

1. Displaying such vehicle for sale.
2. Washing, greasing, repairing such vehicle except repairs necessitated by an emergency.
3. Using such vehicle to support a sign.
4. Vending, except adjacent to the premises of the purchaser when taking orders or delivering any commodity.

52.0121 Stopping for Loading or Unloading Only.

(a) **ESTABLISHMENT OF LOADING ZONES.** Whenever the Board determines, upon the basis of a traffic engineering investigation, that loading zones, passenger loading zones or bus loading zones are necessary on any highway or portion thereof, the Board shall by resolution direct the Road Commissioner to place signs or curb markings as provided in Section 52.0121(f) on such highway or portion thereof.

(1) **Removal of Signs.** Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions, because of which loading zones, passenger loading zones and bus loading zones were established along such highway or portion thereof as provided in Section 52.0121(a) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs or such curb markings designating such zones.

(b) **MARKING OF LOADING ZONES.** Loading zones shall be indicated by appropriate signs indicating such zone or by a yellow line stenciled with black letters "Loading Only" upon the top or side of all curbs within such zones.

(c) **MARKING OF PASSENGER LOADING ZONES.** Passenger loading zones shall be indicated by appropriate signs or by a white line stenciled with black letters "Passenger Loading Only" upon the top or side of all curbs within such zones.

(d) **MARKING OF BUS LOADING ZONES.** Bus loading zones shall be indicated by appropriate signs or by a red line stenciled with white letters "No Standing" together with the words "Bus Zone" on the top or side of all curbs within such zones.

(e) **USE OF BUS LOADING ZONE – RESTRICTED.** No person shall stop, stand or park any vehicle except a bus in a bus loading zone.

(f) **CURB MARKINGS TO INDICATE NO STOPPING AND PARKING REGULATIONS.** The Road Commissioner is hereby authorized, subject to the provisions and limitations of this chapter, to place, and where required herein shall place the following curb markings to indicate parking or standing regulations, and said curb markings shall have the meaning herein set forth.

(1) **Red.** Red shall mean no stopping, standing or parking except as permitted by the Vehicle Code, and except that a bus may stop in a red zone marked or signed as a bus zone.

(2) **Yellow.** Yellow shall mean no stopping, standing or parking for any purpose other than the loading or unloading of passengers or materials, provided that the loading or unloading of passengers shall not consume more than three (3) minutes nor the loading or unloading of materials more than twenty (20) minutes.

(3) **White.** White shall mean no stopping, standing or parking for any purpose other than loading or unloading of passengers which shall not exceed three (3) minutes.

(4) **Green.** Green shall mean no standing or parking for longer than twenty (20) minutes.

(g) **MARKINGS IN LIEU OF CURB MARKINGS.** When there are no curbs, the Road Commissioner shall indicate the parking or standing regulations by installing, in lieu of curb markings, appropriate signs giving notice of such regulations.

(h) EFFECT OF PERMISSION TO LOAD OR UNLOAD.

(1) Applies only to commercial vehicles and time limit. Permission herein granted to stop or stand a vehicle for purposes of loading or unloading materials shall apply only to commercial vehicles and shall not extend beyond the time necessary therefor, and in no event for more than twenty (20) minutes.

(2) Deliveries. The loading or unloading of materials shall apply only to commercial deliveries, the delivery or pickup of express and parcel post packages and United States mail.

(3) Passenger. Permission herein granted to stop or park for purposes of loading or unloading passengers shall include the loading or unloading of personal baggage but shall not extend beyond the time necessary therefor and in no event for more than three (3) minutes.

(4) Abuse of privilege. Within the total time limits above specified, the provisions of this section shall be enforced so as to accommodate necessary and reasonable loading or unloading but without permitting abuse of the privileges hereby granted.

(i) **STANDING IN ALLEYS.** No person shall stop, stand or park a vehicle for any purpose other than the loading or unloading of passengers or materials in any alley.

(j) **BUS LOADING ZONE ADJACENT TO SCHOOL.** The Road Commissioner is hereby authorized, upon the basis of a traffic engineering investigation, to place signs or curb markings described in Section 52.0121(f) indicating bus loading zone upon either side of any street adjacent to any school property when such loading zone would facilitate the orderly movement of traffic.

(l) **Removal.** Whenever the Road Commissioner, upon the basis of a traffic engineering investigation, finds that the conditions because of which a bus loading zone was established as provided in Section 52.0121(j) no longer exist, he shall remove such signs and such curb markings.

52.0122 Additional Parking Regulations.**(a) ANGLE PARKING.**

(1) **Permitted.** Whenever the Board determines upon the basis of a traffic engineering investigation that the width of a highway or portion thereof, and traffic conditions are such that the parking of vehicles at an angle to the curb or edge of the highway will not be unduly hazardous to the flow of traffic, and that there is need for additional parking space which angle parking will provide, the Board shall by resolution direct the Road Commissioner to, and the Road Commissioner shall indicate at what angle traffic conditions make it desirable that vehicles should be parked by placing parallel white lines upon the surface of such highway or portion thereof. On such portions of such highways a person shall not stop, stand or park any vehicle except between, at the angle indicated by, and parallel to both adjacent white lines, with the nearest front wheel not more than one (1) foot

from the curb or bumper, which may be placed in lieu of curbs or the edge of the highway. The Road Commissioner may prohibit stopping, standing, or parking in connection with any angle parking layout or plan as provided in Section 52.0117(a)(5).

(2) Prohibited. Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions, because of which angle parking has been permitted upon a highway or portion thereof as provided in Section 52.0122(a)(1) no longer exist, the Board shall by resolution direct the Road Commissioner to obliterate such angle parking lines and other markings from such highways or portions thereof. Thereafter on such portion of the highway, no person shall stop, stand or park a vehicle, other than according to the Vehicle Code or as provided in this chapter.

(b) PARALLEL PARKING LINES.

(1) Placement. Whenever parallel parking is required on any highway or portion thereof as provided in the Vehicle Code, the Board hereby authorizes the Road Commissioner to place white lines consistent with the provisions of the Vehicle Code parallel to and/or at right angles to the curb or edge of the highway when a traffic engineering investigation indicates that such white lines would facilitate the parking of vehicles or alleviate a hazardous condition. When such white lines have been placed, no person shall stop, stand or park a vehicle outside of the rectangular space indicated by such lines and the curb or the edge of the highway. The Road Commissioner may prohibit stopping, standing or parking in connection with any parallel parking plan or layout as provided in Section 52.0117(a)(5).

(2) Prohibited. Whenever the Road Commissioner, upon the basis of a traffic engineering investigation, finds that the conditions, because of which parallel white lines were placed as provided in Section 52.0122(b)(1) no longer exist, the Road Commissioner shall obliterate such white lines from such highway or portion thereof.

(c) RIGHT OF WAY WHEN PARALLEL PARKING.

(1) Definition. For the purpose of this section, a "limited parallel parking space" shall mean an area open for lawful parking along side of, and adjacent to, a curb or edge of a highway, which area is not of sufficient length to permit two (2) or more vehicles to park therein at the same time.

(2) Right of Way to Person Backing Into Parking Space. Any person seeking to park his vehicle in a limited parallel parking space, whose vehicle arrives at said parking space prior to any other vehicle, and who proceeds beyond said space with his entire vehicle a distance not to exceed ten (10) feet for the purpose of backing his vehicle therein, shall have the right of way over any person driving or attempting to drive any other vehicle directly into such limited parallel parking space and the driver of such other vehicle shall yield the right of way to the driver who first arrived at said limited parallel parking space.

52.0123 Speed Zones.

(a) **AUTHORITY TO INCREASE 25-MILE LIMIT.** Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of an engineering and traffic survey, that a greater speed would facilitate the orderly movement of vehicular traffic and would be safe upon any street otherwise subject to a *prima facie* limit of twenty-five (25) miles per hour under the Vehicle Code, the Board shall determine and declare a higher *prima facie* speed limit. When such determination has been made, the Board shall by resolution direct the Road Commissioner to erect and maintain signs upon such street as provided in the Vehicle Code indicating the appropriate *prima facie* speed limit. Such signs may be supplemented by appropriate pavement markings.

(1) **Removal.** Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions, because of which a speed limit has been determined as provided in Section 52.0123(a) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and markings from such street.

(b) **AUTHORITY TO DECREASE SIXTY-FIVE MILE LIMIT.** Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of an engineering and traffic survey, that the limit of sixty-five (65) miles per hour is more than is reasonable or safe upon any street or highway where such limit of sixty-five (65) miles per hour is applicable under the Vehicle Code, the Board shall determine and declare a lower *prima facie* limit which is appropriate to facilitate the orderly movement of traffic and is reasonable and safe. When such determination has been made, the Board shall by resolution direct the Road Commissioner to erect and maintain signs upon such street or highway as provided in the Vehicle Code indicating the appropriate speed limit. Such signs may be supplemented by appropriate pavement markings.

(1) **Removal.** Whenever the Board, upon the basis of a traffic engineering investigation, finds that the conditions because of which a speed limit has been determined as provided in Section 52.0123(b) no longer exists, the Board shall by resolution direct the Road Commissioner to remove such signs and pavement markings from such street or highway.

(c) **AUTHORITY TO LINK SPEED LIMIT DISTRICTS.** Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of an engineering and traffic survey, that the limit of sixty-five (65) miles per hour is more than is reasonable or safe upon any portion of a street or highway for a distance of not exceeding two thousand (2,000) feet in length between districts either business or residence, the Board may determine and declare a reasonable and safe *prima facie* limit thereon lower than sixty-five (65) miles per hour, but not less than twenty-five (25) miles per hour. When such determination has been made, the Board shall by resolution direct the Road Commissioner to erect and maintain signs thereon as provided in the Vehicle Code. Such signs may be supplemented by appropriate pavement markings.

(1) Removal. Whenever the Board finds, upon the basis of an engineering and traffic survey, that the conditions because of which a *prima facie* limit, lower than sixty-five (65) miles per hour has been determined as provided in Section 52.0123 (c) no longer exist, it shall by resolution direct the Road Commissioner to remove such signs and markings from such portion of street or highway.

52.0124 Crosswalks.

(a) ESTABLISHMENT BETWEEN INTERSECTIONS. Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of an engineering and traffic investigation, that a crosswalk between intersections would facilitate the orderly movement of pedestrian and vehicular traffic, the Board shall by resolution direct the Road Commissioner to provide and maintain painted markings or other appropriately devised symbols or warning signs at all crosswalks which have been designated as such.

(1) Removal. Whenever the Board finds, upon the basis of a traffic engineering study, that the conditions because of which a crosswalk has been provided and maintained as provided in Section 52.0124(a) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such markings, symbols or signs from such crosswalk.

(b) ESTABLISHMENT AT INTERSECTIONS. The Board hereby authorizes the Road Commissioner to provide and maintain painted crosswalk markings or other appropriately devised symbols or warning signs at any intersection whenever a traffic engineering investigation indicates that such markings, symbols or signs would facilitate the orderly movement of pedestrian and vehicular traffic.

(1) Removal. Whenever the Road Commissioner, upon the basis of a traffic engineering investigation, finds that the conditions because of which painted crosswalk markings or other appropriately devised symbols or warning signs at any intersection have been provided and maintained as provided in Section 52.0124(b) no longer exist, the Road Commissioner shall remove such markings, symbols or signs at such crosswalk.

(c) PROHIBITING THE USE OF CROSSWALKS BY PEDESTRIANS. Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of a traffic engineering investigation, that prohibiting the use of any crosswalk is necessary, the Board shall by resolution direct the Road Commissioner to erect and maintain signs adjacent to such crosswalk directing that pedestrians shall not cross in the crosswalk.

(1) Removal. Whenever the Board determines, upon the basis of a traffic engineering investigation, that the conditions because of which signs were erected prohibiting the use of a crosswalk as provided in Section 52.0124(c) no longer exists, the Board shall by resolution direct the Road Commissioner to remove such signs.

Signs on Improved County Highways

35710. Whenever any weight limit different from those specified in the code is fixed in accordance with Section 35706 or 35707, the board of supervisors shall cause signs indicating the weight so fixed to be erected at all entrances to the highway upon which the permissible gross weight is altered.

Delivery Routes

35711. No ordinance adopted pursuant to Section 35706 or 35707 or 35712 shall prohibit any commercial vehicle from using any county highway by direct route to or from a state highway for the purpose of delivering or loading for transportation goods, wares, or merchandise.
Amended Ch. 1599, Stats. 1969, Effective November 10, 1969.

Highways Closed to Commercial Vehicles

35712. (a) Any county may, by ordinance, prohibit the use of any highway located in an unincorporated residential or subdivision area by any commercial vehicle exceeding a gross weight of 14,000 pounds.

(b) Any county of the third class, as defined by Section 28024 of the Government Code, or of the ninth class, as defined by Section 28030 of the Government Code, may, by ordinance, prohibit the use of any highway located in an unincorporated residential or subdivision area by any commercial vehicle exceeding a gross weight of 5,000 pounds.

(c) This section does not apply to a vehicle operated by, or on behalf of, a public utility in connection with the installation, operation, maintenance, or repair of its facilities.

(d) No ordinance adopted pursuant to this section after November 10, 1969, shall apply to any state highway which is included in the National System of Interstate and Defense Highways, except an ordinance approved by a two-thirds vote of the California Transportation Commission.
Amended Ch. 681, Stats. 1969, Effective January 1, 1969.

Signs; Alternate Route

35713. No ordinance closing a highway under Section 35712 or 35715 is effective until appropriate signs are erected indicating either the highways affected by the ordinance or the highways not affected as the county may determine will best serve to give notice of the ordinance, nor shall any ordinance be effective with respect to any county highway unless the board of supervisors designates in the ordinance an alternate route for the use of the vehicles which shall remain unrestricted by any local regulation as to commercial vehicles so long as the ordinance proposed shall remain in effect.
Amended Ch. 680, Stats. 1978, Effective September 10, 1978, by terms of an urgency clause.

Exemptions

35714. No ordinance adopted pursuant to Section 35712 shall be effective with respect to:

- (a) Any vehicle which is subject to the provisions of Article 2 (commencing with Section 1031) of Chapter 5 of Part 1 of Division 1 of the Public Utilities Code;
- (b) Any highway, any portion of which is also under the jurisdiction of a city, unless the consent of the governing body of the city is first obtained;
- (c) Any commercial vehicle coming from an unrestricted highway having ingress and egress by direct route to and from the restricted highway when necessary for the purpose of making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted highway or for the purpose of delivering materials to be used in the

equal and bona fide repair, alteration, remodeling, or construction of any building or structure upon the restricted highway for which a building permit has previously been obtained.

(d) The operation of ambulances or hearses, or any vehicle owned, operated, controlled, or used by a public utility in connection with the construction, installation, operation, maintenance, or repair of any public utility facilities.

(f) Any state highway, until the proposed ordinance has been submitted by the board of supervisors of the county to and approved in writing by the Department of Transportation. In submitting a proposed ordinance to the department for approval, the board of supervisors shall designate therein an alternate route for the use of the vehicles which shall remain unrestricted by any local regulation as to commercial vehicles so long as the ordinance proposed shall remain in effect. The approval of the proposed ordinance by the Department of Transportation shall constitute an approval by the department of the alternate route so designated. No such ordinance which applies to any state highway included in the national system of interstate and defense highways, shall subsequently be disapproved until such disapproval has been concurred in by a four-fifths vote of the California Transportation Commission.

(g) Vehicles operated as an incident to any industrial, commercial or agricultural enterprise conducted within the boundaries of the unincorporated residential subdivision area.

Amended Ch. 622, Stats. 1960, Effective January 1, 1961.

Highway Restriction: Nevada County

35715. (a) The County of Nevada may by ordinance prohibit the use of Northwoods Boulevard in such county by any commercial vehicle exceeding a gross weight specified in the ordinance.

(b) No ordinance adopted pursuant to this section shall be effective with respect to:

- (1) Any commercial vehicle coming from an unrestricted highway having ingress and egress by direct route to and from the restricted highway when necessary for the purpose of making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted highway or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure upon the restricted highway for which a building permit has previously been obtained.
- (2) The operation of ambulances or hearses.
- (3) Any vehicle owned, operated, controlled, or used by a public utility in connection with the construction, installation, operation, maintenance, or repair of any public utility facilities.

Added Ch. 660, Stats. 1976, Effective September 10, 1976, by terms of an urgency clause.

Licensed Contractors and Highway Carriers

35716. No ordinance adopted by a city to decrease weight limits shall apply to any vehicle owned, leased, operated or controlled by any licensed contractor, while necessarily in use in the construction, maintenance, or repair of a public works project, or by any highway carrier regulated by the Public Utilities Commission, while transporting any materials to or from a public works project, when the bids were opened prior to the adoption of the ordinance unless an alternate direct route is provided substantially within the ordinance. The ordinance shall be subject to the provisions of Article 2 (commencing with Section 1031) of Chapter 5 of Part 1 of Division 1 of the Public Utilities Code, and by the city enacting the ordinance.

In San Diego County when the solid waste management plan prepared by Section 66780.1 of the Government Code is amended to designate traditionally used routes used for the purpose of transporting garbage, or refuse which intersects with a local or regional circulation route contained within a city or county's traffic circulation element and which provides access to a solid waste disposal site.

(b) The ordinance shall not be effective until appropriate signs are erected indicating either the streets affected by the ordinance or the streets not affected, as the local authority determines will best serve to give notice of the ordinance.

(c) No ordinance adopted pursuant to this section after November 1, 1969, shall apply to any state highway which is included in the National System of Interstate and Defense Highways, except an ordinance which has been approved by a two-thirds vote of the California Transportation Commission.

(d) The solid waste management plan prepared under Section 66780.1 of the Government Code by San Diego County may designate the traditional used routes.

(e) "Traditionally used route," for purposes of this section, means a street used for a period of one year or more as access to or from a solid waste disposal site.

Amended Ch. 614, Stats. 1967. Effective January 1, 1968.

Approval of Ordinance

35702. No ordinance proposed under Section 35701 is effective with respect to any highway which is not under the exclusive jurisdiction of the local authority enacting the ordinance, or, in the case of any state highway, until the ordinance has been submitted by the governing body of the local authority to, and approved in writing by, the Department of Transportation. In submitting a proposed ordinance to the Department of Transportation, the governing body of the local authority shall designate therein, an alternate route for the use of vehicles, which route shall remain unrestricted by any local regulation as to weight limits or types of vehicles so long as the ordinance proposed shall remain in effect. The approval of the proposed ordinance by the Department of Transportation shall constitute an approval by it of the alternate route so designated. No such ordinance which applies to any state highway included in the national system of interstate and defense highways, shall subsequently be disapproved until such disapproval has been concurred in by a four-fifths vote of the California Transportation Commission.

Amended Ch. 622, Stats. 1960. Effective January 1, 1961.

Commercial Vehicles

35703. No ordinance adopted pursuant to Section 35701 shall prohibit any commercial vehicles coming from an unrestricted street having ingress and egress by direct route to and from a restricted street when necessary for the purpose of making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted street or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure upon the restricted street for which a building permit has previously been obtained.

For
School
Buses

Public Utility Construction or Repair Vehicle

35704. No ordinance adopted pursuant to Section 35701 to decrease weight limits shall apply to any vehicle owned by a public utility or a licensed

factor while necessarily in use in the construction, installation, or repair of public utility.

Amended Ch. 371, Stats. 1967. Effective January 1, 1968.

Heavy User Tax Funds, Expenditure on City Streets

35705. Section 35701 shall not be applicable to any city street on which from the State Highway Account in the State Transportation Fund or is used for construction or maintenance except in such cases as the legislative body of the city, after notice and hearing, determines to reduce weight limits on such streets. Notice of the hearing shall be published as provided in Section 6064 of the Government Code. The notice shall advise all interested parties that they may submit written and oral objections to the proposed action and shall designate a time and place for presentation of such objections. The time for submission of objections shall not expire, and the hearing may not be held, less than 60 days after the first publication of notices. The hearing shall be held before the legislative body of the city. All objections shall be considered and interested parties shall be afforded an adequate opportunity to be heard in respect to their objections.

Amended Ch. 545, Stats. 1974. Effective January 1, 1975.

Unimproved County Highways

35706. Boards of supervisors in their respective counties may by ordinance reduce the permissible weight of vehicles and loads upon unimproved county highways or upon county bridges.

Improved County Highways

35707. Boards of supervisors in their respective counties may by ordinance reduce the permissible weights upon improved highways only which by reason of deterioration will be destroyed unless the weight limits are reduced, but no such reduction shall extend for a period of more than 90 days unless actual repair of the highway is begun within that time and thereafter continuously carried on to completion.

For the purposes of this section, an improved county highway means a highway paved with cement concrete or asphaltic concrete, or a highway with a roadway of hard surface not less than four inches thick made up of a mixture of rock, sand, or gravel bound together by an artificial binder other than natural soil.

Ordinances Subject to Approval

35708. In the event any person protests in writing to the clerk of the board of supervisors within 15 days after the adoption of an ordinance reducing the permissible gross weight upon an improved highway, the reduction in weight shall not become final until the Department of Transportation after a hearing approves the action of the board of supervisors in making such reduction.

Amended Ch. 545, Stats. 1974. Effective January 1, 1975.

Hearing

35709. The hearing shall be held in the county in which the highway is located within 25 days after a request therefor, and shall be conducted by one or more engineers of the Department of Transportation to be designated by the Director of Transportation. The engineers shall hear all evidence presented and report their findings in writing to the director. Such director shall, upon the basis of the findings, declare in writing the approval or disapproval of the reduction.

Amended Ch. 545, Stats. 1974. Effective January 1, 1975.

Commercial Vehicle

(c) Any vanpool vehicle is not a commercial vehicle.

Commissioner
 Chief of Bureau of Motor

Consignment

Amended Ch. 734, Stats. 1991, Effective January 1, 1991.
Amended Ch. 815, Stats. 1991, Effective January 1, 1991.
Amended Ch. 815, Stats. 1991, Effective January 1, 1991.

267. A "converter" is a person, other than a vehicle manufacturer, who

(a) Assembles, installs, or affixes a body, cab, or special equipment to the

Added Sec. 1, Ch. 511, Stats. 1993. Effective January 1, 1994.

270. "County" includes every county and city and county within this state.

Sheet or Cribbing Device

purpose of handily qualifying the applicant for any

276. Cranstall, in either hand, employed to make a wall

100

011 x El 30125 6500 7146 0167017 I. C. 1967 2761 1967 500 100

WORLD'S LARGEST STOCK EXCHANGE

exchange of an interest in, a vehicle subject to registration under this code, or induces or attempts to induce any person to register a vehicle under this code.

thing of value, from either the seller or purchaser of said vehicle, or expects to receive the same.

offering for sale or consigned to be sold, of other wine meaning

Declar. Exclusions

(d) Insurance companies; banks; finance companies; public utilities, etc.

performance of an official duty, or in authority or in a position of trust, of having the seller from loans or pursuant to the authority of a public institution.

for a manufacturer to vehicle dealers licensed under this code, or who are

persons who also sell vehicles at retail are vehicle dealers and as such are subject and in strict compliance with the provisions of the Motor Vehicle Sales Tax Act.

(a) Person engaged exclusively in the bona fide business of exporting or importing goods or services.

number or refundable on any of the preceding 12 days of the preceding vehicle's registration.

Venture Capital

52.0125 Weight Limitations.**(a) LIMITS ON UNIMPROVED HIGHWAYS.**

(1) Whenever the Board determines, upon the basis of an engineering investigation, that a highway is unimproved as the word "unimproved" is used in the Vehicle Code, and that the nature of the pavement or surface is such that it will be damaged if vehicles of over a certain gross weight are permitted to operate thereon, the Board shall by resolution direct the Road Commissioner to erect signs specifying the maximum gross weight limits which shall be permitted to operate on such highway.

(2) The Road Commissioner shall erect and maintain signs upon all unimproved highways upon which a weight limit is imposed at the entrances thereto from all improved highways, from all highways upon which no weight limit has been imposed, and from all highways upon which a greater weight limit has been imposed.

(3) Whenever such weight limit signs have been placed as provided in this section, it shall be a misdemeanor for any person to drive or operate a vehicle upon such unimproved highway when the maximum gross weight of such vehicle, plus the weight of the load thereon, exceeds the weight limit stated by such signs except that any commercial vehicle shall not be prohibited from using any County highway by direct route to or from a State highway for the purpose of delivering or loading for transportation, goods, wares, or merchandise as provided in the Vehicle Code.

(4) Whenever the Board finds that because of repaving or repair of an unimproved highway, that a weight limit is no longer necessary upon such highway, the Board shall by resolution direct the Road Commissioner to remove the weight limit signs from such highway or entrances thereto.

(b) TEMPORARY LIMITS ON IMPROVED HIGHWAYS.

(1) Whenever the Board, upon the basis of an engineering investigation, determines that an improved highway as defined in the Vehicle Code, will be destroyed by reason of deterioration if vehicles of over a certain gross weight are permitted to operate thereon, the Board shall by resolution direct the Road Commissioner to erect temporary signs, as provided in Section 52.0125(a)(2) for unimproved highways, specifying the maximum gross weight limits upon such highway. No such reduced weight limits shall extend for a period of more than ninety (90) days unless actual repair of such highway is begun within such time and thereafter continuously carried on to completion.

(2) Whenever such temporary weight limit signs have been placed as provided in this section, it shall be a misdemeanor for any person to drive or operate a vehicle upon such improved highway when the maximum gross weight of such vehicle, plus the weight of the load thereon, exceeds the weight limit stated by such signs, except that any commercial vehicle shall not be prohibited from using any County highway by direct route to or from a State highway for the purpose of delivering or loading for transporting goods, wares, or merchandise as provided in the Vehicle Code.

(c) CLOSING HIGHWAYS TO COMMERCIAL VEHICLES.

(1) Pursuant to the Vehicle Code, whenever the Board determines, upon the basis of a traffic engineering investigation, that it is necessary to prohibit the use of any street, road, or highway in an unincorporated residential subdivision area to commercial vehicles exceeding a gross weight of fourteen thousand (14,000) pounds, the Board shall by resolution direct the Road Commissioner to erect and maintain signs indicating such prohibition.

(2) Whenever the Board determines, upon the basis of a traffic engineering investigation, that the conditions because of which a load limit was established as provided in Section 52.0125(c)(1) no longer exist, the Board shall by resolution direct the Road Commissioner to remove such weight restriction signs.

52.0126 Weight Limits on Bridges.

(a) Whenever the Board determines, upon the basis of a structural engineering investigation, that the structure of a bridge on a highway is such that it is unsafe for vehicles over a certain weight to use such bridge, the Board shall by resolution direct the Road Commissioner to place signs at both entrances to such bridge specifying the maximum gross weight limits of any vehicle or combination of vehicles which shall be permitted to cross such bridge.

(b) Whenever the Board finds, because of rebuilding, repairing, or strengthening such bridge, that such weight limits are no longer necessary, the Board shall by resolution direct the Road Commissioner to remove such weight limit signs from the entrances to such bridge.

52.0127 Miscellaneous Provisions.

(a) **RIDING ON MOTORCYCLES AND BICYCLES.** No person shall ride upon a highway on either a motorcycle or bicycle on a portion of said vehicle which is not specifically designed for the carrying of passengers, nor shall any person operating a motorcycle or bicycle upon a highway permit another to do so.

(b) **CLINGING TO MOVING VEHICLES.** It shall be unlawful for any person traveling upon any bicycle, motorcycle, motorscooter or any moving vehicle of any nature whatever, on any public highway, to cling to or attach himself or his vehicle to any other moving vehicle.

(c) **DRIVING THROUGH FUNERAL PROCESSIONS.** No driver of a vehicle shall drive between vehicles comprising a funeral procession while they are in motion and when the vehicles in such procession are conspicuously so designated.

(d) **DRIVING ON NEW PAVEMENT - PROHIBITED.** No person shall ride or drive any animal or any vehicle over or across any newly-made pavement or freshly painted marking on any street when a barrier or sign is in place warning persons not to drive over or across such pavement or marking, or sign stating that the street or any portion thereof is closed.

(e) **DRIVING ON LIMITED ACCESS ROADWAY - PROHIBITED.** No person shall drive a vehicle onto or from any limited access roadway except at such entrances and exits as are established by public authority.

(f) **TAMPERING WITH TRAFFIC SURVEY DEVICES.** It shall be unlawful for any person to move, molest, tamper with or damage any survey device used for the purpose of making traffic investigations located on any County highway.

(g) **SKIING OR TOBOGGANING ON OR ACROSS ANY HIGHWAY - PROHIBITED.** It is unlawful for any person to ski or toboggan on or across any County highway in such a manner as to interfere with the movement of vehicles thereon. A person on skis proceeding on or across a highway at a pace no greater than a walk is not within the prohibition of this section and shall be considered to be a pedestrian with all the rights and duties thereof as prescribed in the Vehicle Code.

52.0128 Restriction or Prohibition of Parking of Commercial Vehicles.

(a) Whenever the Board determines that it is necessary to prohibit stopping, standing or parking of commercial vehicles having a manufacturer's gross vehicle weight rating exceeding 10,000 pounds on certain residential district streets, portions thereof, or with a limited access residential community at all or certain hours of the day, the Board shall, by resolution, direct the Road Commissioner to place appropriate signs specifying applicable prohibitions on such streets or entrances to the limited access residential communities thereof.

(b) Whenever the Board finds that conditions because of which it was necessary to prohibit stopping, standing or parking of commercial vehicles having a manufacturer's gross vehicle weight rating exceeding 10,000 pounds at all or certain hours of the day as provided in this Section no longer exist, the Board shall, by resolution, direct the Road Commissioner to remove such signs from such streets or entrances to communities thereof.

52.0129 Procedure for Establishing Terminal Routes.

(a) The purpose of this section is to establish procedures for terminal designation and truck route designation to terminals for overwidth and overlength trucks as defined by the California Vehicle Code when operating on a federally designated highway system.

(b) An applicant is any interested person requiring terminal access from the Federal designated highway system. The applicant shall submit an Application, on a form provided by the County Transportation Department with such information as may be required.

(c) "Terminal" means any facility at which freight is consolidated to be shipped or where full load consignments may be loaded and off-loaded or at which the vehicle combinations defined in Section 35401.5 of the California Vehicle Code (CVC) are regularly maintained, stored or manufactured.

(d) County maintained roads or streets for which use is requested in the Application will be investigated for the purpose of determining if said road(s) or street(s) are adequate to handle overwidth and overlength trucks as allowed by CVC Sections 35100 and 35401.5. The investigation may include, but not be limited to, turning radii, land width and public safety.

(e) Upon receipt of an Application, the Road Commissioner shall investigate available highways to determine if a feasible route(s) appropriate for the passage of oversized trucks exists.

(f) If the Road Commissioner determines that a feasible route(s) appropriate for oversized trucks exists, then the Application shall be approved. The routes determined to be appropriate for oversized trucks will be marked with signs as established by the California Department of Transportation. Truck route signing will be posted by the County Transportation Department at decision points as determined by said Department.

(g) If all feasible routes to a requested terminal are found unsatisfactory by the investigation, the Application shall be denied. Such denial will be accompanied with an identification of deficiencies.

(h) If the requested approved route passes through several jurisdictions, applicant shall comply with the application process for each jurisdiction. Coordination will be the responsibility of the jurisdiction in which the terminal is located.

(i) Subsequent to the approval and granting of a route to a terminal, the Road Commissioner may find the route to be unsatisfactory and thereafter revoke the designated terminal route or, at his/her discretion, designate an alternate route.

(j) Whenever the Road Commissioner determines that the terminal route is no longer appropriate, feasible or necessary, he/she shall deem the route no longer a truck route and order such route signs removed with written notice to the applicant.

52.0130 Penalty.

Any person violating any of the provisions of this chapter or disobeying any signs or markings installed pursuant thereto shall be guilty of an infraction and shall be subject to penalty as provided by Chapter 2 of Division 1 of Title 1 of this Code (commencing with Section 11.021).

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

July 27, 1999

**ORDINANCE 3766: TRANSPORTATION: PROHIBITION OF VEHICLES ON HIGHWAYS,
TOW-AWAY ZONES AND PENALTY AMENDMENT FOR VIOLATORS: ADOPTED:**

On motion by Supervisor Eaves, seconded by Supervisor Davis, and carried, the Board adopts Ordinance 3766, the same as is set forth in full in Ordinance Book 63, and is entitled:

"AN ORDINANCE OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADDING SECTION 52.0131 AND 52.0132 TO CHAPTER 1 OF DIVISION 2 OF TITLE 5, OF THE SAN BERNARDINO COUNTY CODE, RELATING TO THE PROHIBITION OF VEHICLES ON HIGHWAYS AND THE ESTABLISHMENT OF TOW-AWAY ZONES; AND AMENDING SECTION 11.021 OF CHAPTER 2 OF DIVISION 1 OF TITLE 1 OF THE SAN BERNARDINO COUNTY CODE, RELATING TO PENALTIES FOR VIOLATIONS."

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: Davis, Hansberger, Aguiar, Eaves, Mikels

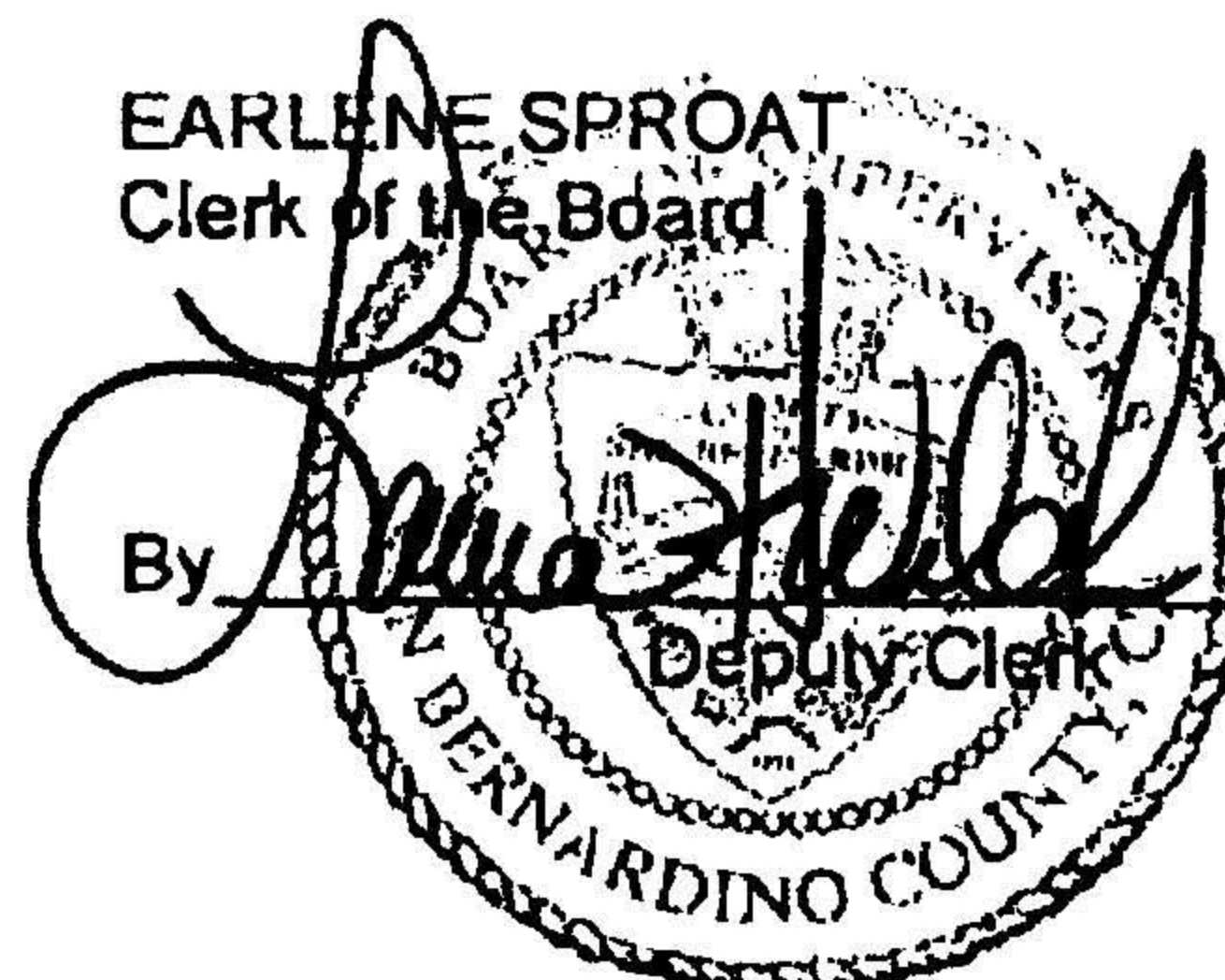
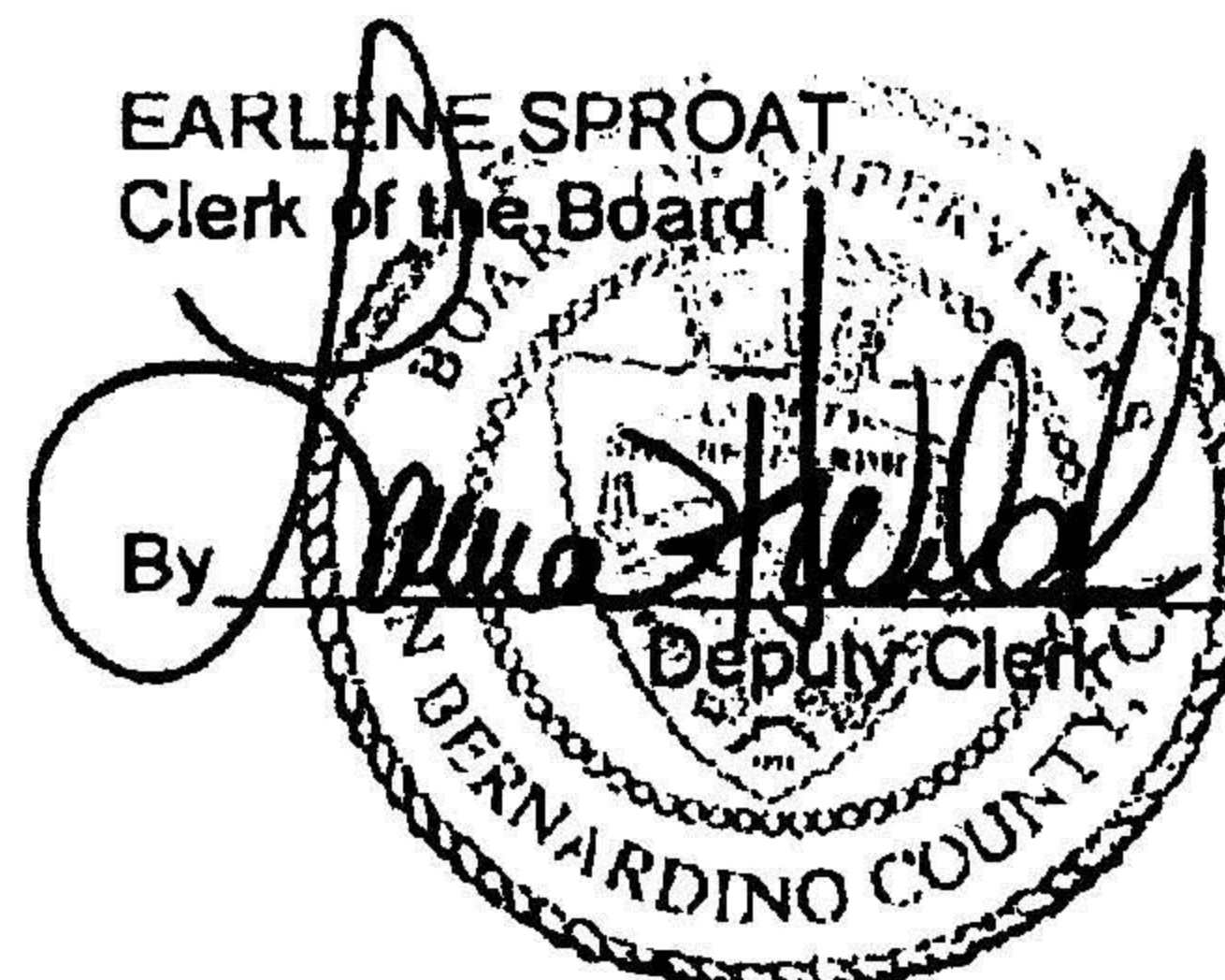
NOES: None

ABSENT: None

STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO ss.

I, EARLENE SPROAT, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by said Board of Supervisors by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of July 27, 1999, Item 54, lw.

cc: Transportation-Miller
CHP c/o Transportation
PSG-Kelly
County Counsel-Scolastico
Land Use Services-Goss
File

EARLENE SPROAT
Clerk of the Board
By 
Deputy Clerk


ORDINANCE NO. 3766

AN ORDINANCE OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADDING SECTION 52.0131 AND 52.0132 TO CHAPTER 1 OF DIVISION 2 OF TITLE 5, OF THE SAN BERNARDINO COUNTY CODE, RELATING TO THE PROHIBITION OF VEHICLES ON HIGHWAYS AND THE ESTABLISHMENT OF TOW-AWAY ZONES; AND AMENDING SECTION 11.021 OF CHAPTER 2 OF DIVISION 1 OF TITLE 1 OF THE SAN BERNARDINO COUNTY CODE, RELATING TO PENALTIES FOR VIOLATIONS

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. Section 52.0131 is added to Chapter 1 of Division 2 of Title 5 of the San Bernardino County Code, to read:

Section 52.0131 Prohibition of Certain Vehicles on Highways

Whenever the Board determines that it is necessary to prohibit the use of certain vehicles on particular highways within the unincorporated area of the County, the Board shall, by resolution, set forth those certain streets upon which use is restricted and the certain vehicle types that are prohibited thereon. The Board, by resolution, shall further direct the Director of Transportation to erect and maintain signs indicating such prohibition.

SECTION 2. Section 52.0132 is added to Chapter 1 of Division 2 of Title 5 of the San Bernardino County Code, to read:

Section 52.0132 Designated No Parking/Tow-Away Zones

a. The Director of Transportation is authorized to post signs indicating that the stopping, standing or parking of vehicles is prohibited on such highways and streets that the Board determines, on the basis of a traffic engineering investigation, to be no stopping/no standing/no parking/tow-away zones. The signs authorized by this section shall

1 provide for the removal of vehicles stopped, standing or parked in no stopping/no
2 standing/no parking/tow-away zones.

3 b. When signs authorized by the provisions of this section are in place
4 giving notice thereof, no persons shall stop, stand or park any vehicle contrary to the
5 directions and provisions of such signs.

6 c. Any peace officer, or regular employed and salaried employee of the
7 County who is engaged in directing traffic or enforcing County parking laws and regulations,
8 may remove a vehicle that is stopped, standing or parked in the no stopping/no standing/no
9 parking/tow-away zone as established by this section. Vehicles removed pursuant to this
10 section shall be stored and/or disposed of in accordance of Article 2 of Chapter 10 of
11 Division 11 of the California Vehicle Code.

12 SECTION 3. Section 11.021 of Chapter 2, Division 1 of Title 1 is amended to
13 read:
14

15 **11.021 General Penalty for Violations**

16 Any person violating any of the provisions of this Code, unless as otherwise
17 specified for certain sections or for sections within a certain chapter, shall be guilty of a
18 misdemeanor, and, upon conviction thereof, the penalty shall be a fine of not more than five
19 hundred dollars (\$500.00) or imprisonment in the County Jail for a period of not more than
20 six (6) months or by both such fine and imprisonment. Where specified in a section or
21 chapter of this Code that the violation of a certain section or sections shall be an infraction,
22 that shall be the type of offense and shall be punishable by (1) a fine not exceeding one
23 hundred dollars (\$100.00) for a first violation; (2) a fine not exceeding two hundred dollars
24 (\$200.00) for a second violation of the same Code section within one year; (3) a fine not
25 exceeding two hundred fifty dollars (\$250.00) for each additional violation of the same Code
26 section within one year.
27
28

1
2 SECTION 4. This ordinance shall take effect thirty (30) days from the date of
3 adoption.

4
5 
JON D. MIKELS, Chairman
Board of Supervisors

6 SIGNED AND CERTIFIED THAT A COPY
7 OF THIS DOCUMENT HAS BEEN DELIVERED
8 TO THE CHAIRMAN OF THE BOARD

9 EARLENE SPROAT, Clerk of the
Board of Supervisors

10 

11 STATE OF CALIFORNIA)

12 COUNTY OF SAN BERNARDINO) ss.
13)

14 I, EARLENE SPROAT, Clerk of the Board of Supervisors of the County of
15 San Bernardino, State of California, hereby certify that at a regular meeting of the Board of
16 Supervisors of said County and State, held on the 27th day of July, 1999, at
which meeting were present Supervisors:
Kathy A. Davis, Dennis Hansberger, Fred Aguiar, Jerry Eaves, Jon
D. Mikels

17 and the Clerk, the foregoing ordinance was passed and adopted by the following vote, to
18 wit:

19
20 AYES: SUPERVISORS: Davis, Hansberger, Aguiar, Eaves, Mikels

21 NOES: SUPERVISORS: None

22 ABSENT: SUPERVISORS: None

23 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
official seal of the Board of Supervisors this 27th day of July, 1999.

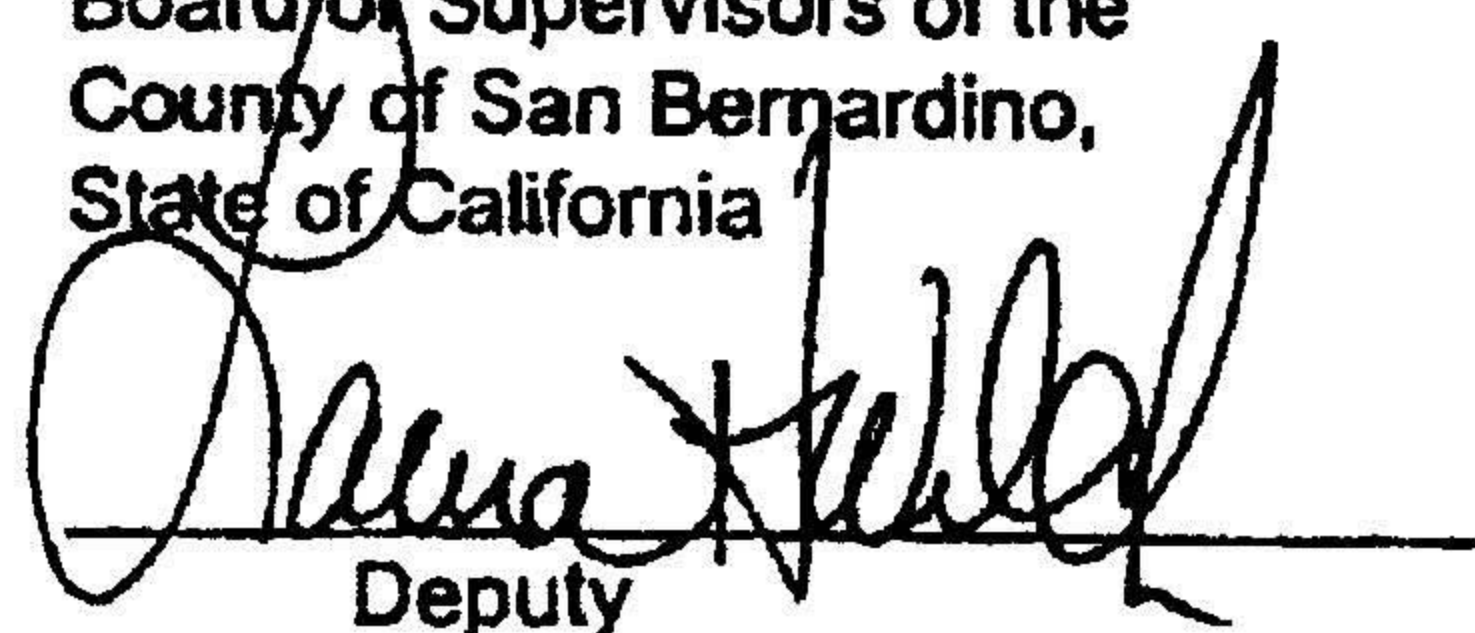
24 APPROVED AS TO FORM

25 DATE 5-7-99

26 Alan K. Marks, COUNTY COUNSEL
SAN BERNARDINO COUNTY, CALIFORNIA

27 BY  DEPUTY

28 EARLENE SPROAT, Clerk of the
Board of Supervisors of the
County of San Bernardino,
State of California


Deputy